

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 18-210

Judge:

Complainant:

ORDER

The complainant alleged a superior court judge had a conflict of interest in handling his criminal case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if a judicial officer engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

The commission does not have jurisdiction to review the legal sufficiency of a judicial officer's rulings. In addition, the commission found no evidence of ethical misconduct and concluded that the judicial officer did not violate the Code in this case. Accordingly, the complaint is dismissed in its entirety, pursuant to Rules 16(a) and 23(a).

Dated: October 11, 2018

Copies of this order were distributed to all appropriate persons on October 11, 2018.

This order may not be used as a basis for disqualification of a judge.

Comp

2018-210

MEMORANDUM

AS MENTIONED IN THE PETITION FOR REVIEW NO.

2 TO REASONS WHY THIS COURT SHOULD GRANT THE PETITION NO. 6: "CONFLICT OF INTEREST" THIS ISSUE WASN'T NOTICE BY PETITIONER UNTIL ABOUT AFTER CONVICTED, AND FALLS UNDER RULE 32.1, GROUNDS FOR RELIEF (e): NEWLY DISCOVERED MATERIAL FACTS [SUCH AS THE PRESIDING JUDGE HAVING A POSSIBLE INTEREST IN THE MATTER] PROBABLY EXIST[ED] AND THOSE FACTS PROBABLY WOULD HAVE CHANGED THE VERDICT OR SENTENCE. NEWLY DISCOVERED MATERIAL FACT EXIST IF:

"(1) THE FACTS WERE DISCOVERED AFTER THE TRIAL OR SENTENCING;"

/PETITIONER COMES BEFORE THIS COURT IN A MOTION REQUESTING THE ACCEPTANCE OF THIS ADDENDUM TO THE (PENDING) PETITION FOR REVIEW AS EXHIBIT G

RESPECTFULLY SUBMITTED THIS DAY, OF

BY /S/